

**IN THE DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
CRIMINAL MINUTES  
GENERAL**

CASE NO.: CR-07-00064-002

DATE: May 15, 2008

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HON. FRANCES M. TYDINGCO-GATEWOOD, Chief Judge, Presiding

Law Clerk: Sara Weber

Court Reporter: Wanda Miles

Courtroom Deputy: Carmen B. Santos

Electronically Recorded: 10:31:50 - 11:32:50  
11:46:25 - 12:14:30

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**APPEARANCES:**

Defendant: In Hyuk Kim aka Dominic

Attorney: Peter C. Perez

☒ Present ☐ Custody ☐ Bond ☐ P.R.

☒ Present ☒ Retained ☐ FPD ☐ CJA

U.S. Attorney: Karon Johnson

U.S. Agent: Richard Flores, Immigration and Customs Enforcement

U.S. Probation: None Present

Interpreter:

Language:

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**PROCEEDINGS: Motion to Dismiss Superseding Indictment for Prosecutorial  
Vindictiveness; Motion to Exclude Government Exhibits; Motion to Suppress**

- Motion to Dismiss Superseding Indictment for Prosecutorial Vindictiveness - under advisement.
- Motion to Exclude Government Exhibits - mooted.
- Motion to Suppress - further briefing to be submitted: Defense to submit brief by 5/22/2008. Government to file opposition by 5/23/2008. Defense to file reply, if needed, by 5/28/2008. Hearing to be scheduled, if necessary .

NOTES: